



U.S. Department of Justice

United States Attorney

Eastern District of Pennsylvania

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FOR IMMEDIATE RELEASE

May 15, 2009

### PRESS RELEASE

PHILADELPHIA - United States Attorney Laurie Magid today announced the filing of an Information<sup>1</sup> against Maurice Lynch charging him with knowingly making false statements in monitoring reports required by the Clean Air Act, arising from his work as the former Environmental and Safety Manager for the Diageo North America, Inc. alcoholic beverage manufacturing plant located in Lehigh County, Pennsylvania.

The Clean Air Act is the primary federal statute enacted to address air pollution, and relies on a permitting system pursuant to which sources of air pollution are authorized to emit designated levels of air pollutants. In or about June of 1998, the Diageo plant was issued a permit which required Diageo to conduct weekly monitoring of equipment to determine the presence of fugitive and visible air emissions, and to maintain records of such monitoring. As the Environmental and Safety Manager for the plant, Lynch was responsible for ensuring that such weekly fugitive and visible air emissions monitoring was conducted and that monitoring records were maintained.

The information alleges that from July 1, 2005 to November 5, 2005, weekly air emissions monitoring was not performed at the Diageo plant. On November 14, 2005, the Pennsylvania Department of Environmental Protection ("PADEP") conducted an inspection of the plant to determine Diageo's compliance with its permit requirements. In order to conceal from PADEP and the EPA that Diageo was not in compliance with the Permit, the defendant allegedly ordered two employees to assist him in creating false monitoring reports for the time period of on or about July 1, 2005 through on or about November 5, 2005. These reports falsely stated that weekly fugitive and visible air emissions monitoring had been performed. According to the information, during the November 14, 2005 inspection, defendant Maurice Lynch presented these false monitoring reports to the PADEP inspector.

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<sup>1</sup>An Indictment or Information is an accusation. A defendant is presumed innocent unless and until proven guilty.

August 15, 2000

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INFORMATION REGARDING THE DEFENDANTS

NAME	ADDRESS	AGE OR YEAR OF BIRTH
Maurice Lynch	Lancaster, Pennsylvania	36 years old

If convicted, the defendant faces a maximum possible sentence of two years imprisonment, a one-year period of supervised release, a \$250,000 fine, and a \$100 special assessment.

The case was investigated by U.S. Environmental Protection Agency - Criminal investigations Divisions - Region III, and is being prosecuted by Special Assistant United States Attorney Joseph J. Lisa.

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